



MAY 22 2009

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: ~~40/562,770~~ 10/580,796  
Filing Date: May 5, 2006  
First Named Inventor: Scott Lindsay Brown  
Group Art Unit: 3781  
Examiner Name: Christopher B. McKinley  
Attorney Docket Number: 0002637USU/4127  
CUSTOMER NO.: 27,623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a.            Previously submitted

i.            Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on            (any unentered amendment(s) referred to above will be entered).

ii.            Consider the arguments in the Appeal Brief or Reply Brief previously filed on           

iii.            Other           

b. XXXXX Enclosed

i. XXXXX Amendment with transmittal

ii.            Affidavit(s)/Declaration(s)

iii.            Information Disclosure Statement (IDS) and PTO-1449

iv.            Other           

2. **Miscellaneous**

a.            Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of            months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b.            Other           

3. **Fees** The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. XXXXX The Commissioner is hereby authorized to charge any deficiency in fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. XXXXX RCE fee (\$810.00) required under 37 C.F.R. §1.17(e)

ii.            Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii.            Other           

b. XXXXX Check in the amount of \$810.00 is enclosed

c.            Payment by credit card (Form PTO-2038 enclosed)

May 18, 2009

Date of Signature

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Attorney for Applicant(s)

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- iv. **Other \_\_\_\_\_**

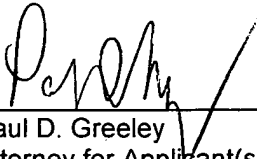
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